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APPLICATION NO.	FILING DAT	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/025,028	12/19/2001	Frank B. Porter JR.	0128	5899
7	2590 06/2	003		
Sam Pasternack, Esq. Choate, Hall & Stewart 53 State Street			EXAMINER	
			HAYES, BRET C	
Exchange Place Boston, MA (. ART UNIT	PAPER NUMBER
,			3644	
			DATE MAILED: 06/26/200	3

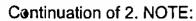
Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No. Applicant(s)	
Advisory Action	10/025,028	PORTER, FRANK B.
Advisory Action	Examiner	Art Unit
	Bret C Hayes	3644
The MAILING DATE of this communication appo	ears on the cover sheet with the c	correspondence address
THE REPLY FILED 11 June 2003 FAILS TO PLACE THE Therefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appear Examination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this applica) a timely filed amendment which	ation. A proper reply to a high places the application in
PERIOD FOR RE	EPLY [check either a) or b)]	
a) The period for reply expires 3 months from the mailing date b) The period for reply expires on: (1) the mailing date of this a no event, however, will the statutory period for reply expire ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The fee have been filed is the date for purposes of determining the period of fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Offi timely filed, may reduce any earned patent term adjustment. See 37 C	Advisory Action, or (2) the date set forth later than SIX MONTHS from the mailing FILED WITHIN TWO MONTHS OF THE date on which the petition under 37 CF of extension and the corresponding amount the shortened statutory period for reply ce later than three months after the mail	g date of the final rejection. HE FINAL REJECTION. See MPEP R 1.136(a) and the appropriate extension originally set in the final Office action; or
1. A Notice of Appeal was filed on Appellant's 37 CFR 1.192(a), or any extension thereof (37 CFR	•	
2. The proposed amendment(s) will not be entered be	ecause:	
(a) they raise new issues that would require further	er consideration and/or search (s	see NOTE below);
(b) they raise the issue of new matter (see Note be	•	,,
(c) ☑ they are not deemed to place the application i issues for appeal; and/or	n better form for appeal by mate	rially reducing or simplifying the
(d) they present additional claims without cancel	ing a corresponding number of fi	nally rejected claims.
NOTE: See Continuation Sheet.		
3. Applicant's reply has overcome the following rejection	tion(s):	
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a se	eparate, timely filed amendment
5. The a) affidavit, b) exhibit, or c) request for application in condition for allowance because:		dered but does NOT place the
6. The affidavit or exhibit will NOT be considered bec raised by the Examiner in the final rejection.	ause it is not directed SOLELY t	o issues which were newly
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we		
The status of the claim(s) is (or will be) as follows:		
Claim(s) allowed:		•
Claim(s) objected to:		•
Claim(s) rejected:		
Claim(s) withdrawn from consideration:	•	
8. \square The proposed drawing correction filed on $___$ is	a) approved or b) disapp	roved by the Examiner.
9. Note the attached Information Disclosure Statemer	nt(s)(PTO-1449) Paper No(s)	
10. Other:		- Cordan ES T. WIRDAN

SUPERVISORY PATENT SXAMMER
TECHNOLOGY CENTER 3600

Continuation Sheet (PTO-303)

Application No. 10/025,028



At issue are paticularly claims 1 and 4. Claim 1, lines 4 and 5, recites,"the selected time either before and after," which would be unclear due to the "either..and" combination. The claim as best understood would include time apparatus means for disarming a weapon, which shortened and lengthened a disarming of the weapon both before and after a disarming had occurred. This would constitute new issues in the claim language due to the way in which the claims were previously stated in the alternative only. Claim 4, lines 1 and 2, recites, "means for shortening or extending," which would be misunderstood as lacking antecedent basis due to the base claim recitation of "shortening and extending."